

**PSYCHOLOGY EXAMINING BOARD
MADISON, WI
MINUTES
May 5, 2004**

PRESENT: Don Crowder, Ph.D.; Mariellen Fischer, Ph.D.; Ann Neviasher,
Barbara Seldin, Ph.D.; Barbara Van Horne, Ph.D.; and McArthur Weddle

EXCUSED: None

STAFF PRESENT: Kimberly Nania, Ph.D., Bureau Director, John Schweitzer, Legal Counsel,
Gina York, Bureau Assistant; and other DOE Staff

GUESTS: Sarah Bowen, WPA

CALL TO ORDER

Mariellen Fischer, Chair, called the meeting to order at 9:08 a.m. A quorum of 6 members was present.

AGENDA

Additions to the Agenda:

- Open Session: Presentation of Proposed Stipulations Presented After Mailing of the Agenda – Add Kathleen Roblee and Charlene Kavanaugh
- Open Session: After Item I. Reword the next item to read - Board Request to Discuss Pro's and Con's for Assigning One Verses Two Board Members
- Open Session: After Item I. Update Regarding Revision of Nature of Intended Practice Form and Supervision Packet Add - Included in discussion Comparing CPQ Forms
- Open Session: Screening Panel – Temporary Change for McArthur Weddle to be on the screening panel instead of Ann Neviasher, for the next couple of months.
- Closed Session: Deliberation of Proposed Stipulations Presented After Mailing of the Agenda – Add Kathleen Roblee and Charlene Kavanaugh

MOTION: Don Crowder moved, seconded by McArthur Weddle, to approve the agenda as amended. Motion carried unanimously.

MINUTES OF MARCH 17, 2004

Amendments to the Minutes:

None.

MOTION: Barbara Seldin moved, seconded by Don Crowder, to approve the March 17, 2004 minutes as written. Motion carried unanimously.

**PRESENTATION OF PROPOSED STIPULATIONS THAT MAY
BE SIGNED AFTER MAILING OF THE AGENDA**

There were two stipulations before the Board at today's meeting. Attorney Jack Zwieg presented proposed stipulations regarding Kathleen Roblee, Ph.D. and Charlene Kavanaugh, Ph.D.

ADMINISTRATIVE REPORT

Kimberly Nania, Director for Bureau of Health Services, informed the Board that Deputy Secretary, Mary Schlaefer, has left the Department for another position and Sandra Rowe, will be the Interim Deputy Secretary until an appointment is made.

**SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY
CASES AND ADMINISTRATIVE RULES AND PRESS RELEASES**

John Schweitzer, Legal Counsel, reviewed the summary report with the Board.

**STATUS OF RULES AND STATUTES
LIST OF ALL PENDING LEGISLATION**

John Schweitzer, Legal Counsel, provided a list of all pending legislation and reviewed with the Board what legislation needs to be resubmitted at the next legislative session. Attorney Schweitzer will continue to work with Barbara Van Horne and Sarah Bowen on legislation and getting sponsors for them. The Board took the following action.

MOTION: Barbara Van Horne moved, seconded by Barbara Seldin, to submit the requests for legislation as indicated on the pending legislation list, pages 29-41 of today agenda, submitted by John Schweitzer, Legal Counsel. Motion carried unanimously.

MOTION: Barbara Van Horne moved, seconded by Barbara Seldin, to revise the language under (1d) and (4d) to read that they have had at least 3000 hours of appropriate experience in psychological work under conditions satisfactory to the examining board. Motion carried unanimously.

GRANT CHAIR AUTHORITY TO APPROVE RULE CR 04-021

The Board discussed with John Schweitzer, Legal Counsel, the ability to grant the Chair authority to approve rule CR 04-021. The Board took the following action.

MOTION: Don Crowder moved, seconded by Barbara Van Horne, to grant Dr. Fischer the authority to approve rule CR 04-021 regarding the change of treatment of students, hypnosis, full-time residents, multi-cultural differences, and continuing education on behalf of the Board. Motion carried unanimously.

OUT-OF-STATE REVIEWS OF PSYCHOLOGICAL SERVICES

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The Board received a handout from Don Crowder regarding these types of reviews. The Board had a lengthy discussion surrounding out-of-state reviews and concerns on how determination of medical necessity is handled. The Board concluded that this should be placed on the next agenda and Attorney Schweitzer will provide a legal opinion at that time. He will also send a response to Dr. Albanese on behalf of the Board. The Board took the following action.

MOTION: Barbara Van Horne moved, seconded by Barbara Seldin, for John Schweitzer, Legal Counsel to write a letter to Ilana Albanese, Ph.D. and provide a legal opinion at the next Board meeting. Don Crowder- Abstained. Motion carried.

E-MAIL REGARDING MENTAL HEALTH LAW WEBSITE

Informational.

ARTICLE REGARDING E-THERAPY

Informational.

CREDENTIALING CHANGE TO BLUE LICENSE

Informational.

INFORMATION REGARDING PATRICIA KEHOE'S DEGREE PROGRAM

John Schweitzer, Legal Counsel, provided the requested information to the Board regarding Patricia Kehoe's degree program. After review and consideration, the Board took the following action.

MOTION: Ann Neviaser moved, seconded by Don Crowder, to accept Dr. Kehoe's application for licensure dependent upon a positive response to a) whether the faculty responsible for the program was a licensed psychologist and b) whether her practicum experience was supervised. Motion carried unanimously.

MOTION: Barbara Seldin moved, seconded by McArthur Weddle, that if either response to the prior motion is negative then her application is denied. Motion carried unanimously.

UPDATE REGARDING REVISION OF NATURE OF INTENDED

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PRACTICE FORM AND SUPERVISION PACKET

The Board reviewed and discussed the revision of the Nature of Intended Practice forms. Barbara Van Horne did a CPQ forms comparison and shared the information with the Board regarding how to combine forms and make revisions. The Board reviewed this information and requested that it be shared with Julie Reimann, Credentialing, to make the necessary changes. The Board took the following action.

MOTION: Don Crowder moved, seconded by Barbara Van Horne, that Barbara Van Horne will share the information regarding the combined forms and revisions with Julie Reimann and ask her to prepare a Department draft for the next meeting for the Board's review. Motion carried unanimously.

BOARD REQUESTED TO DISCUSS PROS AND CONS FOR ASSIGNING ONE VERSES TWO BOARD MEMBERS FOR DOING ORAL INTERVIEWS

The Board explored alternative ways to make oral interviews more efficient. After much discussion, the Board decided to continue with teams of at least two Board members. The Board expressed a concern regarding individuals who have not completed a revised Nature of Intended Practice form and were moved forward for the oral interview when they should not have been. This will be shared with Julie Reimann, Credentialing to avoid this in the future.

ASPPB CALL FOR NOMINATIONS FOR ASPPB BOARD OF DIRECTORS, FELLOWS, AND AWARDS

The Board discussed a nomination at today's meeting and took the following action.

MOTION: Barbara Seldin moved, seconded by Don Crowder, to nominate Dr. Amal Radlofa, as a member-at-large to the ASPPB Board of Directors. Motion carried unanimously.

ASPPB REPORT

There was nothing to report at this time.

REVIEW OF CORRESPONDENCE AND PHONE INQUIRIES BY LEGAL COUNSEL

The Board reviewed and discussed correspondence and/or phone inquiries received by John Schweitzer, Legal Counsel and he will respond on behalf of the Board.

VISITOR'S COMMENTS

Noted.

INFORMATIONAL ITEMS

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Noted.

CLOSED SESSION

MOTION: Don Crowder moved, seconded by Barbara Van Horne, to adjourn to closed session pursuant to Wisconsin State statutes 29.85(1)(a)(b)(f) and (g) for the purpose of conducting oral interviews, reviewing monitoring requests, requests to extend practice, application reviews, and correspondence, consulting with Legal Counsel and Division of Enforcement case status reports. Motion carried by roll call vote: Don Crowder-yes, Mariellen Fischer-yes, Barbara Seldin-yes, Ann Neviasher-yes, McArthur Weddle-yes and Barbara Van Horne-yes.

Open Session recessed at 11:11 a.m.

RECONVENE INTO OPEN SESSION

MOTION: Don Crowder moved, seconded by McArthur Weddle, to reconvene into open session at 3:44 p.m. Motion carried unanimously.

VOTE ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION

ORAL INTERVIEW OF APPLICANTS

MOTION: Don Crowder moved, seconded by Ann Neviasher, to deny licensure to Marsha J. Fields, Ed.D.; Dawn M. Laurent, Psy.D.; and Lisa R. O'Donnell Kjos, PPSP. Motion carried unanimously.

MOTION: Don Crowder moved, seconded by Ann Neviasher, to grant Alfred L. Kaprowicz, Ph.D. a license with the addition of Academic Teaching to his Nature of Intended Practice. Motion carried unanimously.

MOTION: Don Crowder moved, seconded by Ann Neviasher, to grant Steven S. Schmidt, Ph.D. a license with the deletion of Children from his Nature of Intended Practice form at the oral interview. Motion carried unanimously.

MOTION: Don Crowder moved, seconded by Ann Neviasher, to grant a license as a school psychologist to Jennifer M. Tarrell, PPSP. Motion carried unanimously.

ETHICS CANDIDATE REVISION

DAWN M. LAURENT, PSY.D.

MOTION: Don Crowder moved, seconded by Barbara Seldin, to accept the intended practice revision presented by Dawn M. Laurent, Psy.D. Motion carried unanimously.

REQUEST TO EXPAND PRACTICE

WENDY SERKETICH, PH.D.

MOTION: Ann Neviaser moved, seconded by Barbara Seldin, to approve the request to expand practice for Wendy J. Serketich, Ph.D. and to request her to provide additional documentation of sufficient supervised experience to support inclusion, or delete from the intended practice, the following services, settings, or populations in the Nature of Intended Practice: Supervision and Substance Abuse. Motion carried unanimously.

SUPERVISION REVIEW

CAROLYN HENSEL FIXMER, PH.D.

MOTION: Don Crowder moved, seconded by Barbara Seldin, to request John Schweitzer, Legal Counsel, to send a letter to Carolyn Hensel Fixmer informing her that the Board did not approve her most recent proposal for an additional 1500 hours of experience and to tell her the reasons why in Attorney Schweitzer's letter. Motion carried unanimously.

APPLICATION REVIEW

PATRIC W. MATTEK, PH.D.

MOTION: Ann Neviaser moved, seconded by Barbara Seldin, to admit to Ethics, Jurisprudence Exam and Oral Interview, Patric W. Mattek, Ph.D. with a request to provide additional documentation of sufficient supervised experience to support inclusion, or delete from the intended practice, the following services, settings, or populations in the Nature of Intended Practice: Pre-school Children and Competency evaluation. Motion carried unanimously.

STACEY E. SADOWSKI, PSY.D.

MOTION: Ann Neviaser moved, seconded by Don Crowder, to admit to Ethics, Jurisprudence Exam and Oral Interview, Stacey E. Sadowski, Psy.D. with a request to provide additional documentation of sufficient supervised experience to support inclusion, or delete from the intended practice, the following services, settings, or populations in the Nature of Intended Practice: Inpatient Hospital, Eating Disorders, Marital/Conjoint Therapy. Motion carried unanimously.

KIMBERLY A. FINCH, PSY.D.

MOTION: Ann Neviaser moved, seconded by Don Crowder, to admit to Ethics, Jurisprudence Exam and Oral Interview, Kimberly A. Finch, Psy.D. with a request to provide additional documentation of sufficient supervised experience to support inclusion, or delete from the intended practice, the following services, settings, or populations in the Nature of Intended Practice: Trauma. Motion carried unanimously.

BRIAN M. FIDLIN, PSY.D.

MOTION: Barbara Seldin moved, seconded by Don Crowder, to admit to Ethics, Jurisprudence Exam and Oral Interview, Brian M. Fidlin, Psy.D. with a request to have a correction by the Milwaukee Journal Sentinel and to submit proof. Motion carried unanimously.

KATHRYN A. BAKER, PH.D.

MOTION: Ann Neviaser moved, seconded by Don Crowder, to admit to Ethics, Jurisprudence Exam and Oral Interview, Kathryn A. Baker, Ph.D. with a request to provide additional documentation of sufficient supervised experience to support inclusion, or delete from the intended practice, the following services, settings, or populations in the Nature of Intended Practice: Behavioral Medicine or show evidence of supervision, Family Therapy. Motion carried unanimously.

LAURA T. MIRHOSEINI, PSY.D.

MOTION: Ann Neviaser moved, seconded by Don Crowder, to admit to Ethics, Jurisprudence Exam and Oral Interview, Laura T. Mirhoseini, Psy.D. Motion carried unanimously.

SUSAN S. SCHRAMKA, PSY.D.

MOTION: Ann Neviaser moved, seconded by Don Crowder, to admit to Ethics, Jurisprudence Exam and Oral Interview, Susan S. Schramk, Psy.D. Motion carried unanimously.

**DISCUSSION REGARDING APPEAL OF APPLICATION DENIAL BY
DR. MARY LYNNE MACK**

No Action needed. John Schweitzer will send a notification letter regarding her request for a hearing.

APPLICATIONS RECEIVED AFTER MAILING OF THE AGENDA

None.

MONITORING RECEIVED AFTER MAILING OF THE AGENDA

None.

STIPULATIONS RECEIVED AFTER THE MAILING OF THE AGENDA

KATHLEEN M. ROBLEE, PH.D.

MOTION: Don Crowder moved, seconded by Barbara Seldin, to adopt the Findings of Fact, Conclusions of Law, Order and Stipulation regarding Kathleen M. Roblee, Ph.D. Motion carried unanimously.

CHARLENE KAVANAUGH, PH.D.

MOTION: Ann Neviaser moved, seconded by Barbara Seldin, to adopt the Findings of Fact, Conclusions of Law, Order and Stipulation regarding Charlene Kavanaugh, Ph.D. Motion carried unanimously.

ADMINISTRATIVE WARNINGS

DONALD B. DEROZIER, PH.D.

MOTION: Ann Neviaser moved, seconded by Barbara Seldin, to issue an administrative warning to Donald B. Derozier, Ph.D. (04 PSY 001) Motion carried unanimously.

FYI APPEAL OF ADMINISTRATIVE WARNING

JAMES BLACK, PH.D.

No Action Needed. John Schweitzer, Legal Counsel, will schedule a hearing for Dr. Black regarding his administrative warning.

CONSULTING WITH LEGAL COUNSEL

The Board consulted with Legal Counsel on correspondence and relevant information.

CORRESPONDENCE FROM COMPLAINANT REGARDING WHY CASE WAS CLOSED FOR PROSECUTORIAL DISCRETION

No action needed. John Schweitzer, Legal Counsel, will refer this information to the DOE attorney for a response.

DIVISION OF ENFORCEMENT – CASE STATUS REPORT

MOTION: Ann Neviaser moved, seconded by Don Crowder, to close case **99 PSY 051** for prosecutorial discretion. Motion carried unanimously.

MOTION: Ann Neviaser moved, seconded by Don Crowder, to close case **99 PSY 036** for prosecutorial discretion. Motion carried unanimously.

MOTION: Ann Neviaser moved, seconded by Don Crowder, regarding case **99 PSY 020** no action taken. Motion carried unanimously.

MOTION: Ann Neviaser moved, seconded by Barbara Seldin, to close case **04 PSY 008** for no violation. Motion carried unanimously.

MOTION: Ann Neviaser moved, seconded by Barbara Seldin, for case **04 PSY 001** to issue an administrative warning . Motion carried unanimously.

MOTION: Ann Neviaser moved, seconded by Don Crowder, for case **04 PSY 010** to issue an administrative warning . Motion carried unanimously.

MOTION: Barbara Seldin moved, seconded by Don Crowder, for case **04 PSY 012** to issue an administrative warning . Motion carried unanimously.

OTHER BOARD BUSINESS

None.

ADJOURNMENT

MOTION: Don Crowder moved, seconded by McArthur Weddle, to adjourn the meeting at 4:45 p.m. Motion carried unanimously.

NEXT MEETING

**June 30, 2004
At 9:00am**